

# State of South Dakota

SEVENTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2001

400E0309

## HOUSE BILL NO. 1037

Introduced by: The Committee on Commerce at the request of the Department of  
Commerce and Regulation

1 FOR AN ACT ENTITLED, An Act to revise the rule-making authority for credit insurance.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 58-19-34 be amended to read as follows:

4 58-19-34. The director may promulgate rules pursuant to chapter 1-26 as deemed  
5 appropriate for the supervision of this chapter. The rules may cover any type of credit insurance  
6 including credit life, credit health, credit unemployment, and credit property insurance, including  
7 guaranteed automobile protection. The rules shall be designed to protect the insurance buying  
8 public from discriminatory rating and underwriting and claims practices, from being charged  
9 excessive rates, and from requirements to purchase credit insurance when purchasing goods and  
10 services. The rules may cover the following areas:

11 (1) Definition of terms;

12 (2) Filing requirements;

13 (3) The setting of loss ratios and prima facie rates;

14 (4) Underwriting criteria;

15 (5) Sales and marketing practices;

- 1      (6)    Minimum benefit standards;
- 2      (7)    Permissible exclusions;
- 3      (8)    Claims practices; and
- 4      (9)    Disclosure requirements.